

COMBINED DECLARATION AND POWER OF ATTORNEY

CELLULAR COMMUNICATIONS SYSTEM RECEIVERS

☒ is attached hereto.

☐ was filed on _____

as U.S. Application Serial No. _____

☐ was filed on _____

as PCT International Application No. _____

I acknowledge the duty to disclose information known to me which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §§1.56(a) and (b), which state:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application,
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

- (b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and
- (1) It establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
 - (2) It refutes, or is inconsistent with, a position the applicant takes in:
 - (i) Opposing an argument of unpatentability relied on by the Office, or
 - (ii) Asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability."

I hereby claim foreign priority benefits under 35 United States Code, §119 and/or §365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which priority is claimed, or (2) if no priority claimed, before the filing of this application:

PRIOR FOREIGN APPLICATION(S)

<u>Number</u>	<u>Country</u>	<u>Filing Date</u> <u>(Day/Month/Year)</u>	<u>Date First</u> <u>Laid-open or</u> <u>Published</u>	<u>Date Patented</u> <u>or Granted</u>	<u>Priority</u> <u>Claimed?</u>
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I hereby claim the benefit under 35 United States Code, §119(e) of any United States provisional application(s) listed below:

<u>Application Number</u>	<u>Filing Date</u>
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I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

PRIOR U.S. OR PCT APPLICATION(S)

<u>Application No.</u>	<u>Filing Date</u> <u>(day/month/year)</u>	<u>Status</u> <u>(pending, abandoned, granted)</u>
PCT/RU00/00181	05/16/00	pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issued thereon.

JAMES D. KOKONIS (Reg. No. 2187)
ALAN R. CAMPBELL (Reg. No. 26129)
ROBERT D. GOULD (Reg. No. 27523)
THOMAS R. KELLY (Reg. No. 29244)
MICHAEL E. WHEELER (Reg. No. 29246)
R. ALLAN BRETT (Reg. No. 40476)
PHILIP D. LAPIN (Reg. No. 44443)
HANS KOENIG (reg. No. 46474)
CHRISTINE N. GENGÉ (Reg. No. 45405)
DENNIS S.K. LEUNG (Reg. No. 47325)
DONALD F. PHENIX (Reg. No. 32528)

PLEASE SEND CORRESPONDENCE TO: Customer No. 000293

DOWELL & DOWELL, P.C.
1215 Jefferson Davis Highway
Suite 309,
Arlington, Virginia 22202-3124
U.S.A.
Telephone: (703) 415-2555
Facsimile: (703) 415-2559

1) INVENTOR'S SIGNATURE _____ Date: _____

Inventor's Name: RUI R. WANG (deceased)
(First)(Middle)(Family Name)

Country of Citizenship: CANADA

Residence: Ottawa, Ontario, Canada
(City, Province, Country)

Post Office Address: 1204-900 Dynes Road, Ottawa, Ontario, Canada K2C 3L6

2) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: WEN TONG
(First) (Middle) (Family Name)

Country of Citizenship: CANADA

Residence: Ottawa, Ontario, Canada
(City, Province, Country)

Post Office Address: 904-1000 Castle Hill Crescent, Ottawa, Ontario, Canada K2C 3L7

3) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: YURI S. SHINAKOV
(First) (Middle) (Family Name)

Country of Citizenship: RUSSIA

Residence: Moscow, Russia
(City, Province, Country)

Post Office Address: Vilnusskaja ul. d.7, Kor.2, kv. 125, Moscow, 117574, Russia

4) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: ALEXANDRE M. CHLOMA
(First) (Middle) (Family Name)

Country of Citizenship: RUSSIA

Residence: Moskovskaja Oblast, Russia
(City, Province, Country)

Post Office Address: g. Zhukovski, ul. Gagarina, Moskovskaja Oblast 140160, Russia

1) SIGNATURE OF LEGAL
REPRESENTATIVE: _____

Date: _____

(CHAO WANG, legal representative)

Inventor's Name: RUI R. WANG (deceased)
(First) (Middle) (Family Name)

Country of Citizenship: CANADA

Residence: Ottawa, Ontario, Canada
(City, Province, Country)

Post Office Address: 1204-900 Dynes Road, Ottawa, Ontario, Canada K2C 3L6

2) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: WEN TONG
(First) (Middle) (Family Name)

Country of Citizenship: CANADA

Residence: Ottawa, Ontario, Canada
(City, Province, Country)

Post Office Address: 904-1000 Castle Hill Crescent, Ottawa, Ontario, Canada K2C 3L7

3) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: YURI S. SHINAKOV
(First) (Middle) (Family Name)

Country of Citizenship: RUSSIA

Residence: Moscow, Russia
(City, Province, Country)

Post Office Address: Vilnusskaja ul. d.7, Kor.2, kv. 125, Moscow, 117574, Russia

4) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: ALEXANDRE M. CHLOMA
(First) (Middle) (Family Name)

Country of Citizenship: RUSSIA

Residence: Moskovskaja Oblast, Russia
(City, Province, Country)

Post Office Address: g. Zhukovski, ul. Gagarina, Moskovskaja Oblast 140160, Russia

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5) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: MIKHAIL G. BAKOULINE
(First) (Middle) (Family Name)

Country of Citizenship: RUSSIA

Residence: Moskovskaja Oblast, Russia
(City, Province, Country)

Post Office Address: g. Podolsk, ul. Kirova, d.35, kv.31, Moskovskaja Oblast 142110, Russia

6) INVENTOR'S SIGNATURE: _____ Date: _____

Inventor's Name: VITALI B. KREINDELIN
(First) (Middle) (Family Name)

Country of Citizenship: RUSSIA

Residence: Moscow, Russia
(City, Province, Country)

Post Office Address: ul. Grajvoronovskaja, d.8, kor.1, kv.87, Moscow 109518, Russia